

## PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

DATE: September 29, 2010

CALLED TO ORDER: 5:39 p.m.

ADJOURNED: 8:20 p.m.

### ATTENDANCE

#### Attending Members

Benjamin Hunter, Chair  
Vernon Brown  
Bob Cockrum  
Mary Moriarty Adams  
William Oliver  
Marilyn Pfisterer  
Christine Scales  
Ryan Vaughn

#### Absent Members

### AGENDA

PROPOSAL NO. 224.2010 - amends the Code to revise procedures for approval of drug free community fund expenditures

"Do Pass as Amended"

Vote: 7-0

PROPOSAL NO. 253.2010 - approves an additional appropriation of \$299,830 in the 2010 Budget of the Indianapolis Fire Department (Federal Grants Fund) to fund the purchase of quartermaster supplies and rescue equipment, maintenance and fuel usage, and personnel expenses, funded by a grant from the Department of Homeland Security

"Do Pass"

Vote: 7-0

PROPOSAL NO. 254. 2010 - approves the consolidation of the Lawrence Township Fire Department with the Indianapolis Fire Department on or after January 1, 2011

"Do Pass"

Vote: 6-1

PROPOSAL NO. 255. 2010 - amends the Code to institute certain professional integrity reforms in the Department of Public Safety and the Indianapolis Metropolitan Police Department

"Do Pass as Amended"

Vote: 7-0

PROPOSAL NO. 256. 2010 - establishes a bi-partisan commission to examine and investigate the internal procedures of the Indianapolis Metropolitan Police Department, to hold public hearings and take public input, to seek input from officers, and to report to the mayor findings and recommendations about improvements

"Table"

Vote: 7-0

PROPOSAL NO. 268.2010 - amends the Code to prohibit the sale, public display for sale, or attempt to sell, give or barter synthetic marijuana, synthetic cannabinoid or any synthetic equivalent thereof of the substances contained in or general derived from the plant Cannabis, or in the resinous extract of Cannabis

"Do Pass"

Vote: 7-0

## PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

The Public Safety and Criminal Justice Committee of the City-County Council met on Wednesday, September 29, 2010. Chair Benjamin Hunter called the meeting to order at 5:39 p.m. with the following members present: Vernon Brown, Bob Cockrum, Mary Moriarty Adams, William Oliver, Marilyn Pfisterer, Christine Scales, and Ryan Vaughn. Representing Council staff was Robert Elrod, Council General Counsel. Also present were Councillors Maggie Lewis and Brian Mahern.

PROPOSAL NO. 224, 2010 - amends the Code to revise procedures for approval of drug free community fund expenditures

David Reynolds, City Controller, said that this proposal was originally brought forward because there were multiple steps involved in the process of approving Drug Free Marion County proposals that are brought to the Council each year. He said that some of the Councillors pointed out to him adjustments that needed to be made in this regard. He said he will speak to the amendment that the Committee has before them.

Councillor Vaughn moved, seconded by Councillor Cockrum, to "Amend" Proposal No. 224, 2010 as described in Exhibit A (attached). The motion carried by a vote of 7-0. Mr. Elrod said that there should be a technical amendment to Section 135-298 (b) and (c), which should read "a local coordinating council" instead of "Drug Free Marion County" because the name of the local coordinating council may change in the future and the Committee would have to change the ordinance in each case. Councillor Vaughn moved, seconded by Cockrum, to technically amend the amendment as stated by Mr. Elrod. The motion carried by a vote of 7-0.

Mr. Reynolds said that the drug free program is a state-funded program that receives about \$500,000 each year. He said the money comes from the Drug Free Indiana Commission, who appoints the local coordinating councils in all 92 counties. Marion County's local coordinating council is Drug Free Marion County. Mr. Reynolds said he spoke with Drug Free Marion County about the opportunity to use the Office of Finance and Management's (OFM) Centralized Grants Department to gain efficiencies by helping them administer the program, which would free up some administrative dollars that could be used for the programs. He said they will not be able to do that in the 2011 budget year, so the budget needs to be adjusted accordingly, but he hopes this will be able to be done for the 2012 budget year.

Mr. Reynolds said that Sec. 135-297 changes who the administrator of the program will be in the 2011 budget. He said those dollars have been shifted to OFM in place of the County Auditor. He said under State Statute, the Controller and OFM serves as the County Auditor, and this is different for the other 91 counties.

Mr. Reynolds said that Sec. 135-298 permits the Council to have input into who serves as the local coordinating council each year. He said this is really a decision of Drug Free Indiana. He said the City-County Council, as both the fiscal and legislative body, has the ability to make the determination.

Mr. Reynolds said that the remainder includes the Criminal Justice Planning Council (CJPC) doing a review. This caused inconsistency with State Statute, so this amendment cleans that up.

Councillor Vaughn asked if Sec. 135-298 gives the Council to have a voice in the process, while affording Drug Free Indiana the authority to retain whomever they choose. Mr. Reynolds answered in the affirmative.

Randy Miller, Executive Director, Drug Free Marion County, said that he received an email from the Indiana Criminal Justice Institute, and the Governor's Council is concerned about some of the wording in the proposal, with respect to the fiscal agent making a decision on how the money is spent. However, the letter references the proposed ordinance as originally written. Mr. Reynolds said that he believes that this was the reason that the proposal had been postponed for a number of meetings, so that they could work this out with General Counsel. Mr. Elrod said that is his understanding. Councillor Vaughn said as he reads it, it simply states that the Council, as the fiscal body, will appropriate the money that has been determined by the local coordinating council. Chair Hunter said that they have to abide by the State Statute. Mr. Miller said that the Governor's Council has not had the chance to review the most recent amendment. Councillor Vaughn asked if Mr. Miller simply has not had the ability to check with the Governor's Council to see if the new language is acceptable. Mr. Miller answered that this is correct.

Councillor Vaughn moved, seconded by Councillor Cockrum, to forward Proposal No. 224, 2010 to the full Council with a "Do Pass as Amended" recommendation. The motion carried by a vote of 7-0.

PROPOSAL NO. 253. 2010 - approves an additional appropriation of \$299,830 in the 2010 Budget of the Indianapolis Fire Department (Federal Grants Fund) to fund the purchase of quartermaster supplies and rescue equipment, maintenance and fuel usage, and personnel expenses, funded by a grant from the Department of Homeland Security

Bill Brown, Indianapolis Fire Department (IFD), Urban Search and Rescue (USAR) Coordinator, said that Indiana Task Force One is one of the 28 federal USAR teams throughout the United States, and all of their funding for equipment and supplies are through a cooperative agreement federal grant that they receive annually. He introduced Debbie Polly, Grants Manager, Task Force One, and stated that he had distributed a handout (attached as Exhibit B).

Ms. Polly said this is a clean-up ordinance and they needed to bring this forward now because they needed Character 02 money to make some purchases. She said the bi-weekly and uniform salaries are a result of the deployment to Haiti this year. She said the bulk of the appropriations are in Character 02 for things such as masks, filters, suits, respiratory protection, rescue equipment, and tools that will be used during rescue operations such as, saws, blades, drills and radiological detection kits. Ms. Polly said the support personnel listed in Character 03 refers to a doctor who went with the team on the Haiti deployment, and that vehicle maintenance will cover repairs to fleet.

Councillor Moriarty Adams asked to be added as a co-sponsor on this proposal.

Councillor Moriarty Adams moved, seconded by Councillor Scales, to forward Proposal No. 253, 2010 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 7-0.

PROPOSAL NO. 254. 2010 - approves the consolidation of the Lawrence Township Fire Department with the Indianapolis Fire Department on or after January 1, 2011

Chief Tim Baughman, Chief of Planning, Indianapolis Fire Department (IFD), said that this merger started months ago, and involved a lot of work from Lawrence Township Trustee Russell Brown and his staff, as well as Chief Mike Blackwell, the executive staff of Local 416, and the firefighters in the township. Chief Baughman said that they have studied the operational and financial feasibility of this merger. He said that those discussions led to operational and model changes in Lawrence Township, some of which have already gone into effect. He said this particular merger involved a Castleton volunteer fire department and there were some negotiations with the City of Lawrence Fire Department (CLFD). He said they have been working on trying to do this merger with IFD since July 16, 2009.

Mr. Reynolds distributed a handout (attached as Exhibit C). He said as the discussions began with Lawrence Township Fire Department (LTFD), they considered the Council's desire that the consolidation had to provide enough dollars in the model to support the amount of expenses that went in, so that IFD was not negatively impacted. It also could not impact the current IFD tax rate. He said that the LTFD consolidation model has the same requirements as the Franklin Township merger, in that there was an emergency loan that needed to be paid. Therefore, an extension of service levy appeal through the Department of Local Government Finance (DLGF) will be done over a two-year period, and LTFD will then transition out of the loan. In the third year, LTFD will operate under the IFD rate. Mr. Reynolds said that the financial model (Exhibit C, page 1) shows the projections of what the costs would be for LTFD if they remain unconsolidated and the costs for both IFD and L TFD with the consolidation. He noted that IFD's current 2011 budget projections do not include LTFD, but if this merger is approved and passed by the full Council, then LTFD will need to be added into IFD's 2011 budget.

Mr. Reynolds referenced Exhibit C, pg. 1, and stated that the \$2.8 million shown under IFD and LTFD consolidated for 2011 would be an extension of service levy appeal. This appeal would be paid by the residents in Lawrence Township that are currently serviced by LTFD. In 2012, the appeal would be \$1.4 million and will still be paid by those residents. However, in 2013, the service appeal drops away and then the Lawrence Township residents will pay the same rate as other IFD taxpayers. Mr. Reynolds said that there are sufficient revenues in 2011 and 2012 in support of the expenses that are brought into the consolidation model. However, there is a projected shortfall of \$1.5 million in 2013. He said this is a result of the levy appeal, and they have to find efficiencies that would provide funding to fill the gap in the third year. He said that the department has indicated that they always look for opportunities to drive down the cost of service. Mr. Reynolds said that OFM is also committed to finding opportunities throughout the enterprise to identify resources that can be shifted to IFD to cover the shortfall. He said OFM feels confident that the \$1.5 million shortfall can be solved over the two-year period.

Mr. Reynolds said that the numbers on the second page of Exhibit C, pg. 1. are reflected on the graph (Exhibit C, pg. 3). He said these are only projections, with the exception of 2010. He said the bottom line on the graph is the IFD base rate, and is his projection of what is going on right now with IFD, without LTFD under consideration. He said these numbers tie with the fire service district tax rates for Indianapolis specified in the ordinance. Mr. Reynolds said that the middle line is where he believes LTFD would be without the consolidation, and the top line

represents the tax rates that LTFD residents would see, if the projections are correct. He said there is a spike in 2011 from the current rate of .3566 to .4206, which represents the extension of service levy appeal. The appeal causes the tax rate to increase for the residents during the first year of consolidation, and then decrease to a level below where it normally would have been in the second year of consolidation.

Councillor Brown asked what happens if IFD is not granted the extension of service appeal. Mr. Reynolds said that he has repeatedly discussed this with the State, and they have said that they will approve the appeals.

Councillor Brown asked about the \$400,000 revenue for ambulances. Mr. Reynolds said that this financial model went before the Lawrence Township board before the ambulance consolidation. He said he chose to leave the numbers in, so that he did not change the numbers by too much more than what he showed the township. He said he also left about 11 civilian positions in the expenses. However, these numbers will be adjusted and this will help IFD in the third year, as he believes IFD operates at a deficit of about \$125,000. Councillor Brown asked if the revenues will then go to whoever takes over the ambulance service. Mr. Reynolds answered in the affirmative. Councillor Brown asked if Mr. Reynolds stated in his budget presentation that IFD has a \$1 million deficit each year from the ambulance service. Mr. Reynolds said that there was a net savings to IFD when the revenues and expenses for the ambulance service were taken out of their budget. Councillor Brown asked if there is anything detailing the efficiencies through previous fire consolidations. He said he believes that consolidation standardizes services and provides better fire protection throughout the county, but the Council has not seen any documentation on monetary savings. Jon Mayes, Deputy Director, Department of Public Safety (DPS), said that a study is currently being done and it should be complete within the next two to four weeks that will detail the dollars that have been saved through consolidation.

Chief Baughman said when the discussions began, LTFD had 128 sworn firefighters and 11 civilian Emergency Medical Services (EMS) personnel. He said there have been a lot of developments over the 14-month period, including the transition of 18 employees from LTFD to CLFD. He said they needed to fill staff positions due to grants. He said that LTFD now has 104 firefighters, with a pending resignation. He said LTFD operated four stations, with four engines, a ladder operation, a tactical heavy rescue and three ambulances. The proposed IFD model in Lawrence Township, post merger, would include three stations, co-staffing of an LFD station with an IFD ladder and CLFD apparatus (engine or ambulance). He said they feel that the model would allow them to cover the National Fire Protection Association (NFPA) 1710 standards with four minute response times in the township. He said that LTFD was operating with one ladder with eight minute responses. Chief Baughman said that it was determined that two ladders are needed in the township to provide protection for the residents and a safe working environment for the firefighters. He said LTFD has moved their ladder over to CLFD, and are using their heavy rescue crew as a non-aerial truck response company out of Station #9. He said they feel this model will provide the necessary coverage and will roll right into the IFD model. He said special operations, such as Hazmat and Dive are being provided to the township by IFD. Chief Baughman said they anticipate continuing to have the heavy rescue team operate out of Station #9. In addition, he said firefighters took a substantial pay cut on January 1, in an effort to try to make their budget work.

Chairman Hunter asked how it was determined which 18 firefighters were sent to CLFD. Chief Baughman said they held a meeting with the firefighters and CLFD to discuss their rank structure, pay and job details, then they asked for volunteers to determine interest. Fortunately, the positions were quickly filled, as there were more than 18 firefighters that expressed interest.

Councillor Cockrum asked if anyone knows the vote of the Lawrence Township board on this merger. Mr. Brown, Trustee of Lawrence Township said that the meeting was held on July 27, 2010, and the vote was 7-0 in favor of the merger, and he signed the approval that same day. Councillor Cockrum asked if the local union is in favor of the merger. Wayne Smith, President, Indianapolis Professional Firefighters Local 416, answered in the affirmative. He said that the LTFD firefighters are members of Local 416, and they voted unanimously to give Mr. Smith and his executive board the authority to move forward with the consolidation. Councillor Cockrum asked if the union is supporting a pending lawsuit, with regard to demotion of firefighters. Mr. Smith answered in the negative, and stated that he has heard rumor of a lawsuit, but does not know of anything official. Mr. Brown said there is a pending law suit by four firefighters who were demoted by the Lawrence Township Merit Board with the pending merger; however, the demotions are not effective until the date of the merger. He said that Lawrence Township is the only named defendant in the suit. Councillor Cockrum asked if there have been discussions with the City-County Councillors representing Lawrence Township, and if they are in favor of the merger. Mr. Brown said that he has spoken with all members except one, and to his knowledge, all Councillors who represent any portion of Lawrence Township, except one is in favor of the merger.

Councillor Oliver asked what the current diversity level of LTFD is, what the numbers were for the last two recruit classes, and what kind of program has been used in the 'past to improve diversity during recruitment for LTFD. Mike Blackwell, Fire Chief, LTFD, said that they try their best to hire people from other classes, including women and African Americans. He said that they hired one black male and one white female in the last recruit class. He said they felt they were pretty diverse prior to the merger, but one white female and one black male transferred from LTFD to CLFD. Chief Blackwell said that the last two recruit classes contained one black male and two white females. Councillor Oliver asked what the class sizes were. Mr. Brown answered that there were eight recruits in the first class, with one white female; and ten in the second class, with one white female and one black male.

Councillor Brown asked what the demographics were before the transfer to CLFD. Chief Baughman answered that there were a total of 127 sworn firefighters, including five African American males, two Hispanic males, and five females. Councillor Brown asked if the population was still 90% white male. Chief Baughman answered in the affirmative.

Councillor Brown asked what LTFD would do to provide fire protection to their residents if they are unable to consolidate and if the consolidation would bring added increased benefits to the firefighters in Lawrence Township transferring to IFD. Mr. Brown answered that consolidation brings financial benefit to the firefighters who are consolidated, in the form of a significant pay raise to all but two. He said the Chief and Assistant Chief would not receive a pay raise. He said without the consolidation, there would be a flat line and no pay raises for firefighters who took a 10.5% pay cut earlier this year and are now responsible for their 6% employee share of the

Public Employment Retirement Fund (PERF). He said they would also still have the need for an emergency loan and some firefighters could be laid off if the loan is not available.

Mike Finnegan, LTFD firefighter, said that LTFD is looking at firefighter layoffs, and he believes that the citizens of Lawrence Township deserve the same level of protection than other citizens have received through prior consolidations.

Mr. Brown said that this is an important matter and has been a time-consuming effort. He said that there has not been a hiring class in the last year and there will not be one in the foreseeable future if this remains a standalone department. He said the diversity of the LTFD department does not reflect that of the community in which it serves, but he hopes that the merger will help to rectify this issue.

Councillor Vaughn moved, seconded by Councillor Scales, to forward Proposal No. 254, 2010 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-1, with Councillor Brown casting the negative vote.

Councillor Brown explained that he was a big supporter of consolidation when it first began in Marion County; however, he has voted no on the last two fire consolidations because as the mergers continue, the less the department reflects the community with respect to diversity. He said that there continues to be promises made that the diversity will increase with the mergers, but these issues are not being addressed. He said every time a new township is merged with IFD, it delays hiring a new class. He said that only two African American firefighters have been hired since this administration has been in place. He said until a plan is put in place to correct this problem, he will continue to vote against fire consolidation.

Councillor Oliver said that he supports the proposal because he hopes that the problems with diversity will be rectified. He said that he hopes that President Vaughn will work to address diversity problems in all departments, and he looks forward to working with him and others to achieve this.

Tom Hanify, President, Professional Fire Fighters Union of Indiana, said that Local 416 has a commitment to help IFD Chief Brian Sanford address the diversity issues. Chairman Hunter said that he appreciates the efficiencies of LTFD in partnering with other entities.

Chairman Hunter asked for consent to hear Proposal No. 256, 2010 before Proposal No. 255 2010. Consent was given.

PROPOSAL NO. 256.2010 - establishes a bi-partisan commission to examine and investigate the internal procedures of the Indianapolis Metropolitan Police Department, to hold public hearings and take public input, to seek input from officers, and to report to the mayor findings and recommendations about improvements

Councillor Brown said that he has had the opportunity to work with President Vaughn and Councillors Hunter, Lewis, B. Mahern, and Oliver over the last couple of days to come up with a census for some competing proposals.



Councillor Mahern said they introduced this proposal in a bi-partisan spirit and have worked in a bi-partisan way with President Vaughn and Chairman Hunter. He asked that the Committee consider tabling this proposal due to some bi-partisan efforts included in Proposal No. 255, 2010.

Councillor Brown moved, seconded by Councillor Vaughn, to "Table" Proposal No. 256, 2010. The motion carried by a vote of 7-0.

PROPOSAL NO. 255.2010 - amends the Code to institute certain professional integrity reforms in the Department of Public Safety and the Indianapolis Metropolitan Police Department

Councillor Vaughn said that this particular proposal is a combination of ideas contained in both Proposal Nos. 255 and 256, 2010. He said this proposal has bi-partisan support and unilateral support based upon a collaborative effort of the Council members here at this meeting. He said he believes for the most part, they have been on one accord with their discussions. Councillor Vaughn said after recent alleged acts of misconduct of some IMPD officers, he and Chairman Hunter began discussions that expanded to the Republican caucus, as he believes happened with the discussions between Councillors Lewis and B. Mahern. He said that he and Chairman Hunter believed, as public policy makers, that this was an opportunity for some systemic changes that could help prevent future issues with the police department. He said that this proposal is a culmination of the ideas of the republican and democrat caucuses and he will speak to the amended text (attached as Exhibit D).

Councillor Vaughn said they added language to Sec. 1 about prior service and degree requirements to ensure that the City of Indianapolis' standards were as strong as most of the successful departments around the country.

Councillor Vaughn said that Sec. 251-214 deals with the general powers of the director with respect to the police force. Much of this is a re-statement of the existing ordinance as it relates to the director's duties and responsibilities. He said the only change is the addition of sub-sections 11 and 12. He said, with respect to sub-section 11, this is to establish in Code a process that will require the police department to do continuous self- and exterior evaluation of its policies and procedures from recruiting to retirement.

Chairman Hunter said that the Commission on Accreditation of Law Enforcement Agencies (CALEA) was formed in 1979, and is a set of best practices or 250 standards. He said their goals are to:

- Strengthen crime prevention and control capabilities;
- Formalize essential management procedures;
- Establish fair and nondiscriminatory personnel practices;
- Improve service delivery; and
- Solidify interagency cooperation and coordination.

Chairman Hunter said that CALEA requires agencies, such as IMPD, to develop a comprehensive, well thought out uniform set of written directives. He said he is familiar with CALEA, and it is well-thought out throughout the United States. It comes from the four marquis

organizations in law enforcement, which are the National Organization on Black Law Enforcement Officers (NOBLE), the Police Executive Research Forum (PERF), the National Sheriff's Association (NSA), and the International Association of Chiefs of Police (IACP). He said the process includes an accreditation manager and outside reviewers. He said it essentially ensures that the organizations are doing what they say they are doing. He said it will not stop acts of misconduct, but it sets standards for everyone in the department to constantly review best practices to meet national benchmarks in terms of hiring, recruitment, staffing of districts, and legal law enforcement authority. Chairman Hunter said that the 250 standards allow the department, accreditation manager, and leaders of the department to build policies around the standards. He said there is an Indiana accreditation that meets CALEA standards, but he feels that IMPD needs to be the best police department that it can be. Therefore, he believes that national accreditation is the better option.

Councillor Vaughn read the underlined text of Sec. 251-214, sub-section 12 as an addition to the original Code. He said that Sec. 279-105 is also an added section with respect to the accreditation. Councillor Vaughn said that the Council strives to be as transparent as possible in how they conduct themselves as public elected officials and how they require public employees to conduct themselves. He said Sec. 279-106 adds a requirement for IMPD to create a publicly available and searchable database with officers' name and rank only on or before December 31, 2011. He read the sub-sections of Sec. 279-106 as printed in Exhibit D. He said to protect the officer's identity, the database would only include their name and rank and will only include investigations that resulted in a discipline recommendation from the agencies listed. Councillor Vaughn said they decided to add the Merit Board and the police chief's recommendation (as shown with sub-section d), because sometimes the police chief will recommend a discipline action that is stronger than what the Merit Board recommends or decides. He said the intent is to make it clear to the public where the accountability rests with these decisions.

Councillor Vaughn said, with respect to Sec. 5, that he was shocked that there was not a process in place that required and regularly resulted in annual reviews of IMPD employees. He said that many who work in the private industry and other government-related fields routinely have employee evaluations. He said they feel this is important for the department to measure the actions of its officers, for officers to know whether or not their conduct is consistent with what the department expects, and whether or not they are engaged in the right type of activity to help their career grow. Councillor Vaughn read Sec. 279-228, sub-sections (1), (2) and (3).

Councillor Vaughn said that Sec. 6 requires monthly reporting of all accident investigations involving city-owned vehicles driven by sworn police officers to the Citizens Police Complaint Review Board. He said the Complaint Board will have the authority to self-select the items that they feel need further investigation. He said there may be minor incidents that have to be investigated, but may not need to be reported, as they did not want to overburden the Complaint Board. Councillor Vaughn said that Sec. 7 establishes a bi-partisan Law Enforcement Commission, which will consist of six Councillors, three of which will be republican and three democrat. He said the Commission will investigate or discuss a number of different policies (as stated in sub-section b). He said, with respect to sub-section (b) 1, that the government is likely not doing enough to take care of those whose profession is to take care of the public. He said some officers are involved in very traumatic and serious incidences on a daily basis, which could have a traumatic toll on ones psyche. He said they need to make sure that people involved in

incidents, such as police-action shootings and gruesome homicide scenes, receive the required, necessary, and proper treatment before going back into dangerous situations. Councillor Vaughn said that the Commission will ensure that no officer receives a disincentive or is forced back into day-to-day responsibilities before given the opportunity to seek requisite care.

Councillor Vaughn said, with respect to sub-section (2) 4, the drive behind this addition is to have a diversity of experience, a certain level of maturity and that people that are being recruited, retained and promoted are interested in improving themselves and the community. He said sub-section (2) 5 indicates that the Commission will review the findings of the incident involving Officer David Bisard. This provision is not intended to be a substitute for Councillor B. Mahern's investigative committee that was filed and tabled in the Rules and Public Policy Committee meeting on September 28. However, it is an opportunity to have public dialogue on the incidents surrounding that day.

Councillor Vaughn referenced sub-section (2) 6, and stated that State Code mandates the Indiana Law Enforcement Training Board and sets the minimum curriculum that an officer must undergo to be a certified law enforcement officer. IMPD's police academy does training in addition to the minimum, and the Commission will determine whether or not it is appropriate for the Council to have input about that additional training. Councillor Vaughn said that sub-section (2) 7 is likely something that is included in the accreditation requirements with CALEA, but the Committee wanted to ensure that the public understands that this is an issue that interests the Council. Councillor Vaughn said that many of the provisions of this proposal will be studied or reviewed by the Commission, but some of them will become effective after passage by the full Council.

Councillor Brown moved, seconded by Councillor Vaughn, to "Amend" Proposal No. 255, 2010 as described in Exhibit D. NaTrina DeBow, Clerk, stated that there is a technical amendment to the amendment, as the motion should also include Section 7. Councillor Brown moved, seconded by Councillor Vaughn, to "Amend" the amendment to include Section 7.

Councillor Mahern stated that the possibility of creating an expert commission was much of the intent of Proposal No. 257, 2010 that was stricken in the Rules Committee. He said it is vitally important that this is understood at an expert prospective. He said he appreciates Councillors Hunter, Vaughn and Brown's expertise and work experience. However, there are members of academia who have quality input to offer as well, and he is glad to see that this proposal accommodates that. The motion to amend carried by a vote of 7-0.

Councillor Brown said that he agrees with Councillor Mahern that it is important to obtain input from other members and agencies. He said that he also feels it was important to add that a firefighter can serve as public safety director. As consolidation continues, there may one day be more firefighters than police officers. Councillor Brown said that he appreciated having the chance to work with all the Councillors involved with this to move forward with the commission. He said that he is disappointed that no one from the Director's Office or IMPD attended the meeting to hear the discussion. Chairman Hunter said they were invited to attend.

Councillor Moriarty Adams thanked all that worked on this proposal in a bi-partisan fashion. She said public safety in this county is not a democratic or republican issue and the public expects

both parties to work together to develop a solution to the problems that all citizens of the county face. She said she would like to be added as a co-sponsor on this proposal.

Councillor Cockrum agreed with Councillor Moriarty Adams. He said he has had concerns from constituents with regard to the college degree requirement, and whether or not officers would be terminated if they do not have degrees. He said it appears that this requirement is specifically for the director, and asked if this is the case. Chairman Hunter answered in the affirmative. He said that he and Councillor Vaughn discussed whether or not officers should have some type of degree, but they felt it was more valuable to have the Commission study this. He said that IMPD does have a career and leadership academy, but there is nothing at this point to set education requirements on officers.

Councillor Scales asked when Section 251-211 would take effect. Councillor Vaughn answered that this would go into effect upon adoption of the proposal by the full Council. Councillor Scales said that she has some concerns about the educational requirement. She asked if the degree would have to be in some area of public safety. Councillor Vaughn said that the intent of this was to have applicants who demonstrated a commitment to learning with a diversified type of learning. Councillor Scales said that she is concerned that someone with real-life, practical experience and background in public safety could be excluded from the interview process. She said she is concerned that this could lead to having someone with a lot of administrative experience, but may not have much of the hands-on experience. Councillor Vaughn said that he would presume that whoever hires someone to be the public safety director would not hire someone with no practical experience. However, he does not feel that it is unfair to require an individual who will have oversight of a \$650 million budget for the 13<sup>th</sup> largest city in the country to have a degree from an accredited institution. He said some departments require a Master's level degree to do this type of job. He said this does not stop anyone from pursuing a degree after years of relevant life experience, but it raises the bar of the minimum qualifying threshold. Councillor Scales said point well-taken.

Councillor Scales asked about the language that states that the public safety director will have demonstrated an interest in safeguarding the citizens and property of the consolidated city. She asked if they would have to state this during the interview process. Councillor Vaughn said that this language was in the original ordinance, and they simply chose not to change it. Chairman Hunter re-iterated that the changes they have made to this ordinance are either stricken through or underlined. He said the current law has existed since 1975.

Councillor Mahern said he is still somewhat disappointed that the Council has not added an important piece of increasing public confidence as it relates to public safety leadership's response to the Bisard incident. He said this is important to understanding what needs to be done going forward. He said he is in support of this proposal, as it does increase public confidence because it increases Council oversight, improves transparency, provides greater accountability, and provides a clearer path to further needed reforms. He said that he is particularly in favor of providing the help to officers in need.

Councillor Brown said that the past public safety directors have had a variety of experience and backgrounds, but all had some type of degree. He said that much of the language in the ordinance has been in the Code since 1975. He said that this proposal does not change the

educational requirement for current police officers, new hires or promotions, or appointments. Councillors Brown, B. Mahern, Lewis, and Oliver asked to be added as co-sponsors on the proposal.

Councillor Oliver said that this bi-partisan effort is showing the public a unified front of support. He said that he thought that IMPD was already accredited. He asked about the length of time indicated and asked what the department is currently doing to work toward receiving the accreditation. Chairman Hunter said that no one from DPS is present, and he is unsure if they are actively pursuing accreditation. He said that the Indianapolis Police Department (IPD), prior to the merger, was pursuing CALEA standards and had a lot of general orders and policies in that format. For whatever reason, this was lost in the merger. He said moving forward, it is typically a three or four-year process to obtain accreditation, which is why the date in the amendment is 2014. He said that Director Frank Straub has indicated that DPS can meet the deadline. He said that the process of getting policies in place and having assessment teams come in to apply continues once accreditation is obtained.

Councillor Oliver asked, with respect to Sec. 279-229, if accident information will be posted for disclosure by the Complaint Board. Chairman Hunter answered in the affirmative, and stated that this information is currently public information.

William Owensby, President, Fraternal Order of Police (FOP), commended the Council for trying to make the police department better. He reiterated Councillor Brown's comments on the professionalism of prior public safety directors. He said that he has an issue with the database, because he is opposed to putting an officer's name on a searchable database, as this could put an officer in jeopardy. He said that there is a system already in place for someone who wants to see what discipline an officer has received. He said they can go to personnel, sign a form and receive the personnel packet to review disciplines and accommodations. He said he is not opposed to the bi-annual report of discipline cases investigated and disposition. However, he feels that this is giving people a target because they only need minimal information to obtain additional information from the internet. He said that he understands transparency, and feels that maybe demographic information, disposition, incident and punishment could be given without providing the name. Councillor Vaughn said that they have made amendments to this proposal and they will ensure that no other identifying information on the officer is available that might put that officer in jeopardy. He said he understands that this information can be obtained by going into the office, but with the move to the technology age, there is no reason that a current public document cannot be made electronically available. He said part of the intent of this is to empower people in the neighborhoods to have a better understanding of who is policing their city. He said officers are public employees and are paid with tax dollars. He said other professions, such as an attorney, have their disciplines posted on their website, and possibly published in newspapers. He said he believes this is appropriate only in a case where discipline is recommended. Chairman Hunter added that former Mayor Bart Peterson listed all new recruit hires, separations as a result of discipline, and retirees on then IPD's web page in an excel spreadsheet. Mr. Owensby said that he believes this will cause an influx of complaints on officers whose names are listed on the database. He reiterated his opposition to putting officers' names on a searchable database.

Councillor Mahern said that he is in support of the entire language of this proposal. He said that officers go into dangerous situations everyday on behalf of the citizens of Indianapolis, and the public confidence that the officers depend upon is vital. This is why this is being done. He said it is the right of the public to know on an individual officer basis if an officer has been recommended for discipline. Mr. Owensby said that his concern is that the information is out there for those with bad intentions, and his concern is more for the families of these officers.

Mr. Owensby referenced Sec. 279-228, with respect to performance reviews, and stated that Councillors Hunter and Scales met with the Lieutenant of the Career and Leadership Development (CLD) unit and described what is included in this. He said this is what they call the performance management process that it is currently being done and there will be an annual employee review. He invited the Committee to speak with Ltd. Richard Snyder about the CLD. He said he is proud of the CLD and what it has done to professionalize portions of the police department in teaching leadership. Part of that process is the application process and hiring and another part is performance tracking. Chairman Hunter said that this is very recent and he thanked Mr. Owensby for bringing it up. However, this provision codifies the process, so that it cannot be terminated with the change of administrations. He said that he agrees that the CLD is a very impressive program.

Mr. Owensby referenced Sec. 279-229, with respect to accidents, and stated that he cautions the Council about giving the Citizens' Police Complaint Board any additional labor, as he has done an informal study over the last year of this board, and it is his opinion that their attendance and training is atrocious; however, he is not speaking of everyone on the board. Chairman Hunter said that there have been discussions about this, and the Council will look into it and address the issue. Councillor Cockrum said that the Council has an attendance policy that members of boards must have a two-thirds attendance record or they will not be re-appointed. Chairman Hunter said that the problem is not with the Council appointees.

Councillor Brown agreed that Indianapolis has one of the best police departments, and he hopes that Mr. Owensby continues to stay engaged in the process.

Councillor Scales said she would like to ask that Ltd. Snyder come before the Committee to talk about what he has done and what is going on with the CLD.

Mr. Elrod said that there are a few technical amendments to Sections 3, 4, 5, 6 and 7, as shown on Exhibit D.

Councillor Vaughn moved, seconded by Councillor Moriarty Adams, to technically amend the amendment as detailed on Exhibit D. The motion carried by a vote of 7-0.

Councillor Vaughn moved, seconded by Councillor Moriarty Adams, to forward Proposal No. 255, 2010 to the full Council with a "Do Pass as Amended" recommendation. The motion carried by a vote of 7-0.

PROPOSAL NO. 268, 2010 - amends the Code to prohibit the sale, public display for sale, or attempt to sell, give or barter synthetic marijuana, synthetic cannabinoid or any synthetic

equivalent thereof of the substances contained in or general derived from the plant Cannabis, or in the resinous extract of Cannabis

Randy Miller, Drug Free Marion County, distributed a handout (attached as Exhibit E) and said that the terms Spice and K-2 are terms associated with the synthetic marijuana compound. He said that there have been a number of municipalities, cities and counties that have enacted a ban on the sale of the substance. He said this is a dangerous product, and Exhibit E includes information from the Indiana Poison Center about some incidences and reports that they have seen in Indiana. Indiana has the highest number of Spice reports of any state in the country. Mr.

Miller said anecdotally, there are some indications of potential effects that are not listed. He said Drug Free Marion County recently received a report from a local treatment provider that provides detoxification services that had an individual in outpatient treatment who had a seizure and it was determined to be caused by the usage of Spice. He said an individual in Lafayette, Indiana self-reported that he had been using Spice for some period of time and became paralyzed from the waist down. Lastly, a 28-year old female in Middletown, Indiana reportedly died from using Spice or one of the derivatives of the compound. Mr. Miller said this compound is legal in Indiana, as they are marketed as incense and they indicate not for human consumption. However, incense does not typically cost \$20 or \$30 to purchase.

Councillor Vaughn said that he intends to support the proposal, but he is hesitant about passing it, as he is unsure as to whether or not the Council has the authority to do ban the sale at the local level. He said that he would hate to pass the law, get sued due to not having the authority to pass it, spend money on defending the lawsuit, and then have to withdraw the proposal and cancel the suit once the legislature passes it. He asked if Mr. Miller is aware if any other cities or counties have had this issue. Mr. Miller said they have not heard of any discussions or of any legal challenges to any of the already passed ordinances.

Councillor Scales said that she was informed that these laws are ineffective because the manufacturers simply change a minor ingredient to get around the law. She asked if Mr. Miller is aware of this. Mr. Miller said this is correct, and Drug Free Marion County recommends that the law is made as broad as possible so manufacturers are not able to get around the ingredients. He said that the National Conference of State Legislators has a document on their site that lists nine different derivative compounds that fall under synthetic marijuana.

Chairman Hunter said he also shares the concern that Councillor Vaughn has, but he also supports the proposal.

Councillor Brown said this is advertised as incense, not a tobacco product, which would mean that there is not an age limit on who can purchase it. Mr. Miller said this is correct, but it is his understanding that most shops do not sell it to anyone under the age of 18. He said that he spoke to a couple of shop owners, who stated that it is predominately younger people who are buying the product. They thought that maybe the age limit for purchase could be increased to 21 years. He said the shop owners that he spoke with do not mind if the product is banned. He said it is dangerous and impacting some of the young people in the neighborhoods, so it is worth banning.

Councillor Mahern asked to be added as a co-sponsor on this proposal. He said this is not safe in any form, as the ingredients are not known.

Councillor Lewis said that she believes it is in the best interest of the City's youth and the community that the Council prohibit the sale and marketing of this product, even though the long-term effects are unfounded. She said it is known to have some of the same effects as smoking marijuana and she believes that allowing it to be available in the community sends a mixed message to the youth.

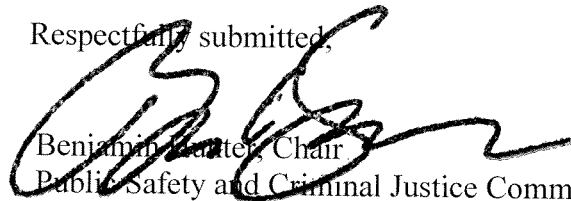
Councillor Oliver asked to be added as a co-sponsor of the proposal and said that he supports the proposal.

Councillor Moriarty Adams commended Councillor Lewis on bringing the issue forward. She said that she had not heard of this substance before Councillor Lewis brought it to the Council's attention. She said that she supports this measure as it is not good for the City's young people or the community.

Councillor Moriarty Adams moved, seconded by Councillor Brown, to forward Proposal No. 268, 2010 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 7-0.

With no further business pending, and upon motion duly made, the Public Safety and Criminal Justice Committee of the City-County Council was adjourned at 8:20 p.m.

Respectfully submitted,



Benjamin Hunter, Chair  
Public Safety and Criminal Justice Committee

BH/nsd



## CITY-COUNTY COUNCIL MOTION

Mr. Chairman:

I move that Proposal No. 224, 2010, be amended by deleting the text of the proposal in its entirety and substituting therefore the following:

---

Councillor

### CITY-COUNTY GENERAL ORDINANCE NO. , 2010

A PROPOSAL FOR A GENERAL ORDINANCE amending Sec. 135-297 and Sec. 135-298 of Revised Code of the Consolidated City and County to revise procedures for approval of drug free community fund expenditures.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 135-297 and Sec. 135-298 of the Revised Code of the Consolidated City and County be, and is are hereby, amended by deleting the stricken-through text and inserting the underlined text, to read as follows:

Sec. 135-297. Drug free community fund.

(a) There is hereby established a special, nonreverting county fund to promote comprehensive alcohol and drug abuse prevention initiatives by supplementing local funding for treatment, education, and criminal justice efforts. The fund shall be designated the "drug free community fund."

(b) The fund consists of amounts deposited under IC 33-19-7-1(c) and IC 33-19-7-4(e), and the county auditor Office of Finance and Management under IC 36-3-5-2.8 shall administer the fund.

(c) The fund shall be continuing, with all balances remaining in the fund at the end of the year, and such balances shall not lapse into the county general fund or be diverted, directly or indirectly, in any manner other than by appropriation by the city-county council in accordance with IC 5-2-11-5.

### **Sec. 135-298. Procedure for expenditures from the drug free community fund.**

(a) Prior to March 1<sup>st</sup> of each year, the Council will have introduced a proposal for a council resolution supporting the current local coordinating council or with a recommendation to the Drug Free Indiana Commission for the replacement of the local coordinating council for Indianapolis/Marion County. Drug Free Marion County, which is the A local coordinating council established pursuant to IC 5-2-6-16(a) shall make recommendations determinations for expenditures from the drug free community fund to the Criminal Justice Planning Council (hereinafter "CJPC") for appropriation by the city-county council.

(b) The chairman of the CJPC shall appoint a three (3) member committee from the board to review the recommendations of Drug Free Marion County. The committee shall report on its review to the CJPC. A proposal to approve and appropriate the determinations shall be introduced to the council and referred to its public safety and criminal justice committee.

(e b) At a public meeting of the CJPC committee, and after ~~receiving the report of the three (3) member committee~~ and giving due consideration to the recommendations determinations of ~~Drug Free Marion County~~, the CJPC committee shall make recommendations report such proposal to the city-county council for final action.

(d c) The recommendations determinations made by the CJPC ~~Drug Free Marion County~~ and reviewed by the committee shall be consistent with the comprehensive drug free community plan and the requirements of IC 5-2-11-5.

(e d) No substantive rights or remedies are created or conferred on any person by the adoption of this section.

SECTION 2. This ordinance shall be in full force and effect from and after adoption and compliance with IC 36-3-4-14.

Indiana Task Force One  
Urban Search and Rescue Response System

Exhibit B

2010 Proposal 253 Budget

100001 Bi-Weekly Salary	\$451.00
102001 Uniform Salary	\$7,512.00
<hr/>	
210002 Teaching, Training, & Testing Supplies	\$2,000.00
210006 Safety Equipment Supplies - Rescue	\$160,725.00
245001 Clothing Supplies - Quartermaster	\$30,000.00
220010 Haz-Mat Equipment, Tools, Supplies	\$82,722.00
<hr/>	
353001 Utilities	\$2,352.00
380099 Support Personnel	\$11,438.00
<hr/>	
520003 Vehicle Maintenance & Fuel Usage	\$2,630.00
<hr/>	
	<b>\$299,830.00</b>

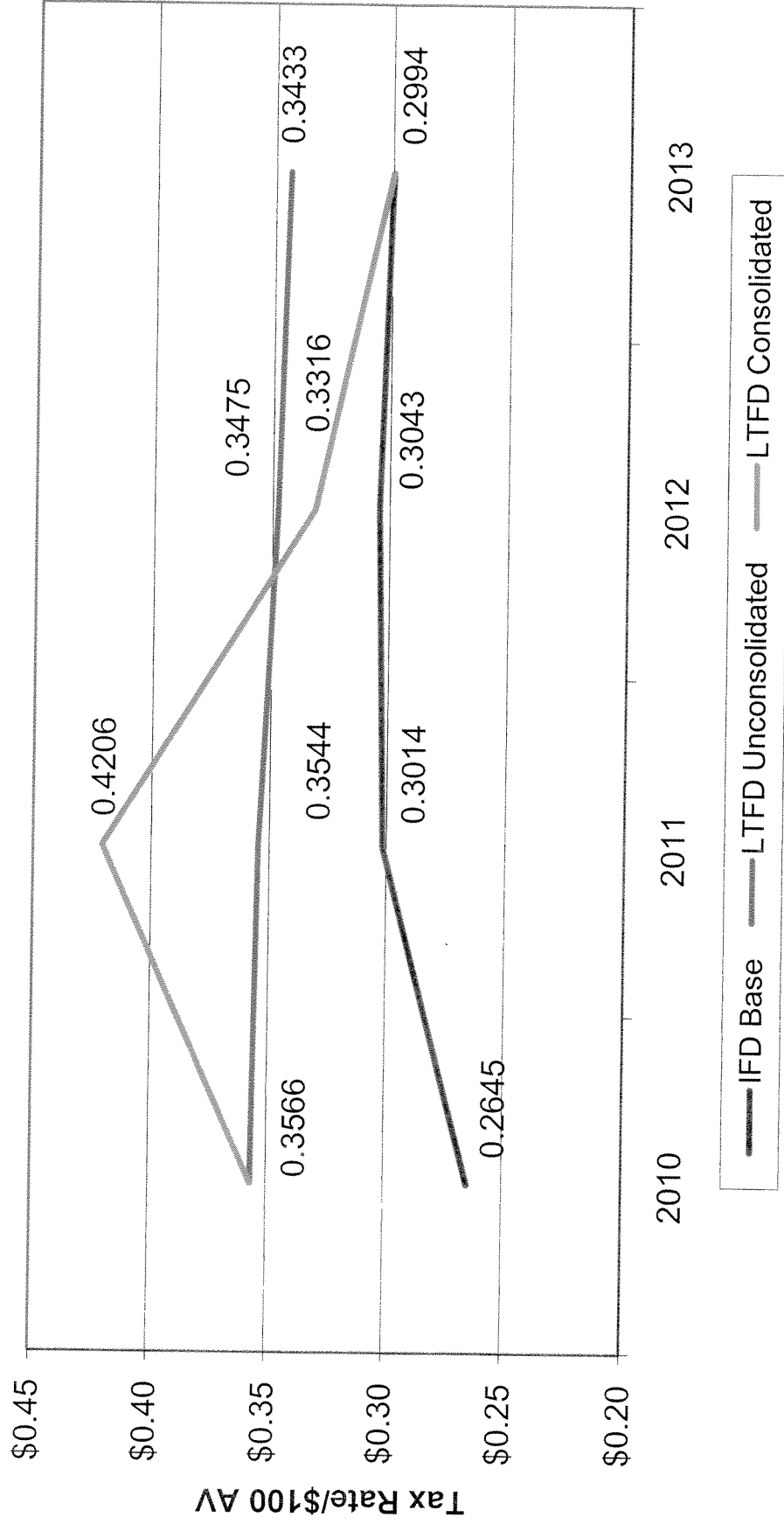
	LTFD Unconsolidated					IFD & LTFD Consolidated				
	2009	2010	2011	2012	2013	2011	2012	2013	2012	2013
<b>Revenue</b>										
Property Taxes - Fire General	7,715	7,804	8,059	8,220	8,385	\$	\$	\$	8,220	8,385
Property Taxes - Fire Cum	664	1,085	1,041	1,062	1,083				1,062	1,083
Emergency Loan	2,731	1,981	1,800	1,700	1,800					
Warrants	-	0	0							
Extension of Service Appeal	-	0	0							
DOT	612	932	971	932	932		2,800		1,400	
Recruit Breaker	(1)	(700)	(900)	(918)	(936)		971		971	971
County Option Income Tax	1,262	1,100	603	603	612		(904)		(922)	(941)
Public Safety Tax	-	0	0				602		602	611
License Excise Fee	792	751	815	771	771		815		771	771
Commercial Vehicle Excise Tax	6	15	11	10	10		11		10	10
Financial Institutions Tax	22	24	16	23	23		16		23	23
Amulance	-	200	400	400	400		400		400	400
Interest	43	13	19	22	22					
Other	47	100	96	37	37		25		25	25
<b>Total</b>	<b>13,891</b>	<b>13,305</b>	<b>12,931</b>	<b>12,863</b>	<b>13,139</b>		<b>13,836</b>		<b>12,562</b>	<b>11,338</b>
<b>Expenses</b>										
Salaries and Benefits	12,370	11,315	10,441	10,755	11,077	\$	\$	\$	11,403	11,745
Supplies	101	68	185	234	234		133		136	139
Capital Outlays	715	2,194	1,245	1,000	1,000		920		948	976
Services	1,381	1,034	784	808	832		1,500		0	0
<b>Total</b>	<b>14,566</b>	<b>14,611</b>	<b>12,656</b>	<b>12,797</b>	<b>13,144</b>		<b>13,843</b>		<b>12,486</b>	<b>12,860</b>
<b>Change (Decrease) in Fund Balance</b>	<b>(675)</b>	<b>(1,305)</b>	<b>275</b>	<b>66</b>	<b>(4)</b>		<b>(7)</b>		<b>75</b>	<b>(1,522)</b>

Page 2

	Certified 2009	Certif. 2010	Certif. 2011	2012	2013
Assessed Value (Estimate)	3,388,278,924	3,258,645,685	3,126,707,026	3,189,241,167	3,253,025,990
Tax Rate	0.3019	0.3566	0.3544	0.3475	0.3433
Assessed Value (No Growth)	3,388,278,924	3,258,645,685	3,126,707,026	3,126,707,026	3,126,707,026
Tax Rate	0.3019	0.3566	0.3544	0.3544	0.3572
Assessed Value (Declining Growth)	3,388,278,924	3,258,645,685	3,126,707,026	2,970,371,675	2,821,853,091
Tax Rate	0.3019	0.3566	0.3544	0.3731	0.3958
IFD & LTFD Assessed Value (Model)					
IFD Levy - General			23,748,718,320	24,223,692,686	24,708,166,540
IFD Levy - Cum			70,971,493	71,536,045	71,538,766
IFD Tax Rate (without LT premium)			2,351,123	2,398,146	2,446,108
			0.3087	0.3052	0.2994
IFD BASE					
IFD Assessed Value			20,622,011,294	21,034,451,520	21,455,140,550
IFD Levy - General (w/FTFD)			60,112,259	61,915,627	63,153,939
IFD Levy - Cum			2,041,579	2,082,411	2,124,059
IFD Tax Rate			0.3014	0.3043	0.3043
LTFD Premium					
LTFD Assessed Value (Model)			3,126,707,026	3,189,241,167	
Extension of Service Levy			1,745,020.07	872,510.04	
Emergency Loan			1,981,000.00		
LTFD Tax Rate			0.1192	0.0274	
Total Tax Rate			0.4206	0.3316	

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# LAWRENCE TOWNSHIP PROJECTED TAX RATES - WITH AND WITHOUT CONSOLIDATION



9/29/10  
2/3/10

## Lawrence Township Merger Briefing

### Timeline:

July 16, 2009 **First Meeting**

Attendees: Mr. Renner, Trustee Hobbs, Chief Sanford, Sarah Riordan, Deputy Trustee, Twp Board President

Merger Process Discussion- Lawrence Township initiated discussion by requesting a meeting with Mr. Renner. There was a brief overview of the process, and the necessary political actions necessary for merger including the discussion on a passage of a resolution from the Lawrence Twp Board and the passage through the city-county council.

It was presented that once there was an interest in pursuing a merger that two study groups would be formed to assess the financial and operational feasibility of the merger.

Following the recommendation of those study groups a resolution would be drafted and presented to the Trustee and Twp Board for consideration.

Nov 2009 **Merger Feasibility Study:** The Operations and Finance study began with a series of meetings that reported back the Super Committee.

Feb 2010 **Super Committee:** Operations Feasibility Committee reported to Super Committee on:

- 127 Sworn Personnel, 9 Civilian EMS Personnel
- Three staffing models (four stations, 3.5 stations, & three stations)
- Determined that the Station #334 area would need a ladder in addition to engine coverage.

The Finance Committee was working on recommendation. Trustee Brown hired new accounting firm.

Trustee Brown reported that he was meeting with Castleton Volunteers on ownership of assets.

March 29 **Civilian EMS:** Meeting to discuss Lawrence Township Civilian EMS. It was determined that the civilian personnel (9) were under contract and would be included in the merger process.

May 3 **Super Committee Meeting-** Controller Reynolds reports on financial status of merger including the impact of on the Lawrence Township taxpayer's rates through the first three years following the merger. Trustee Brown reports on meetings with City of Lawrence regarding the transfer of firefighters using the SAFER Grant, and the transfer of Sta #34.

- June 3      **Property Transition Meeting-** Trustee Brown, Chief Blackwell, Chief Sanford and Tim Baughman meet to discuss property transition.
- June 11      **Super Committee-**City of Lawrence agrees to transfer eighteen (18) sworn firefighters from LTFD with the effective date of September 1<sup>st</sup>.
- July 9      **Asset Transfer:** Meeting at Boise McKinney with CVFD representatives to negotiate transfer of assets.
- July 12      **Retirements:** Curseaden and Blossom submit retirement agreements.
- July 13      **Lawrence Township Merit Board Meeting:** Lawrence Township Merit Board meets and reverses their approval of the rank of Battalion Chief. Along with that ruling they determine that they need to make rank reductions and provide lists with five (5) Captains and ten (10) lieutenants.
- July 27      **Lawrence Township Board Meeting:** Lawrence Township Board approves resolution to merge the Lawrence Township Fire Department with the Indianapolis Fire Department

#### Operations:

##### 3.5 Station Model:

- Station #9 (6260 E. 86<sup>th</sup> Street)      Engine #9, Ladder #9, and Tactical #9
- Station #17(7139 E. 75<sup>th</sup> Street)      Engine #17
- Station #28(10190 E. 86<sup>th</sup> Street)      Engine #28
- Station #36(7620 N. Oaklandon Road)      Co-Staffed- Owned by CLFD – Ladder #36

**Supervision/Support:**      Battalion #2/Safety #2/TSU #10/Northside EDO

**Transporting EMS:**      Provided by new Public Safety Countywide service.

#### Personnel:

Sworn Personnel (103)      Captains (5), Lieutenants (10), Engineers (15), Privates (73)

Civilian EMS Personnel (9)      Transfer to IFD Civilian EMS/New Countywide Service.

##### Sworn Personnel Breakdown:

127 less 18(CLFD) = 109 less retirements (3) = 106 less medical pension (1) = 105 less Civilian PERF FF  
(1)

= 104 less voluntary resignation (1) = 103

97



## Lawrence Township Fire Department

**Population:** 109,000

**Area:** 28.5 Square Miles

**Staff:** 127 Sworn Firefighters 9 Civilian EMS Personnel

**Stations:** 4

### **Station #9** (6260 E 86th St) -1990

Batt 3	2007 Chev. Suburban
Engine #9	2005 Pierce
Medic #9	2006 Wheeled Coach
Tact #9	2006 Pierce
EDO	2005 Ford Excursion
Utility #9	2002 Ford Crew Cab

### **Station #17** (7139 E. 75th Street) -1983

Engine #17	2005 Pierce
Ladder #17	2001 105' Pierce Aerial
Medic #17	2006 Chev./Horton
R-Medic #335	2005 ford/Wheeled Coach

### **Station #28** (10190 E. 86th Street) -1988

Engine #28	2005 KME
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### **Station #34** (7620 N. Oaklandon Road) -1992

Engine #34	2006 Pierce
Medic #34	2005 Ford/Wheeled Coach
R-Medic #334	1998 Pierce/International

## Lawrence Township Post-Merger

**Population:** 109,000  
**Area:** 28.5 Square Miles  
**Staff:** 103 Sworn Firefighters  
**Stations:** 3.5

### **Station #9** (6260 E 86th St) -1990

Engine #9	2006 Pierce
Ladder #9	To Be Determined
Tact #9	2006 Pierce

### **Station #17** (7139 E. 75th Street) -1983

Engine #17	2005 Pierce
Medic #17	2006 Chev./Horton
R-Medic #335	2005 ford/Wheeled Coach

### **Station #28** (10190 E. 86th Street) -1988

Engine #28	2005 KME
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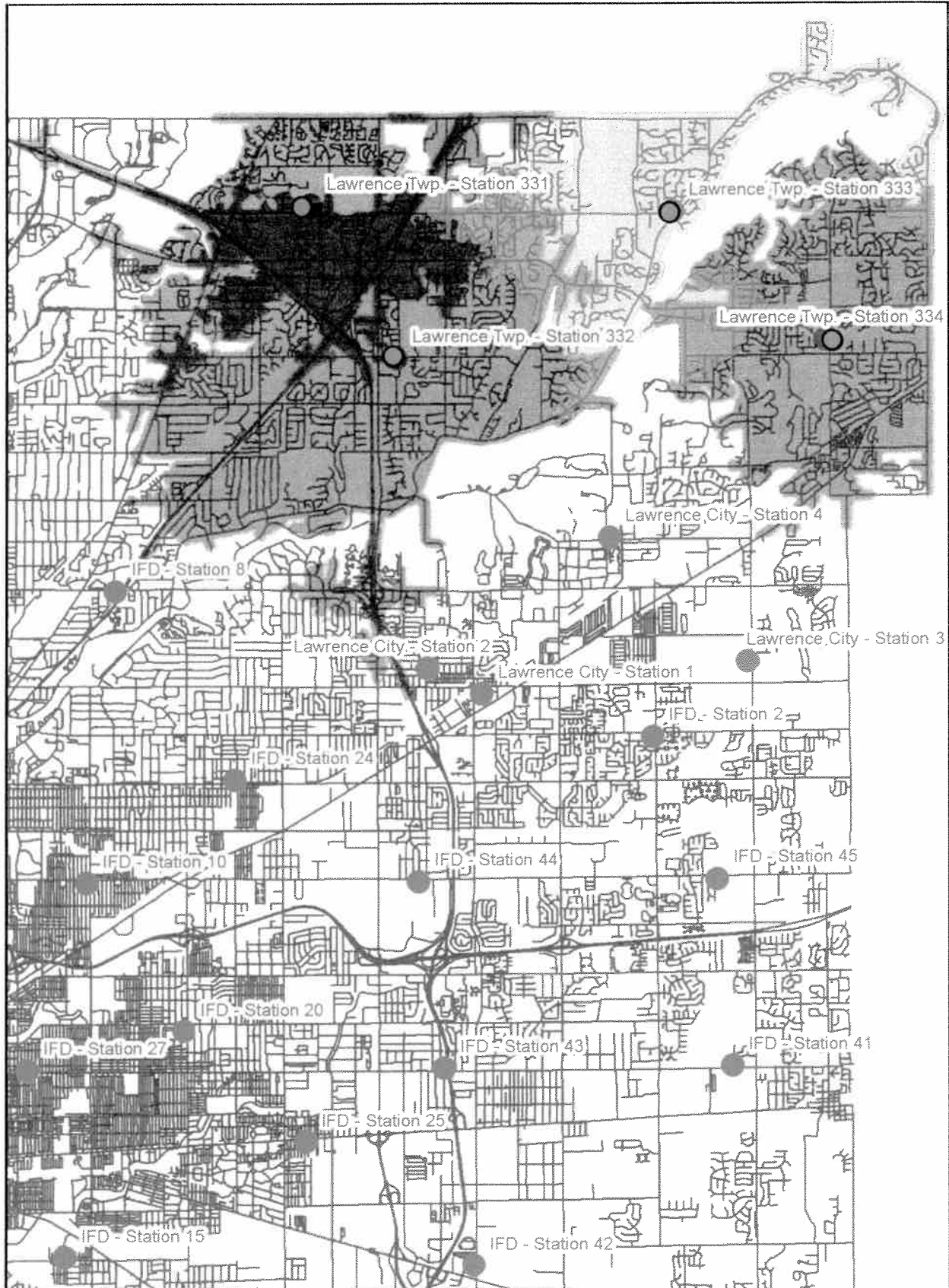
### **Station #36** (7620 N. Oaklandon Road) -1992

Engine #34	2005 Pierce
Ladder #17	2001 105' Pierce Aerial

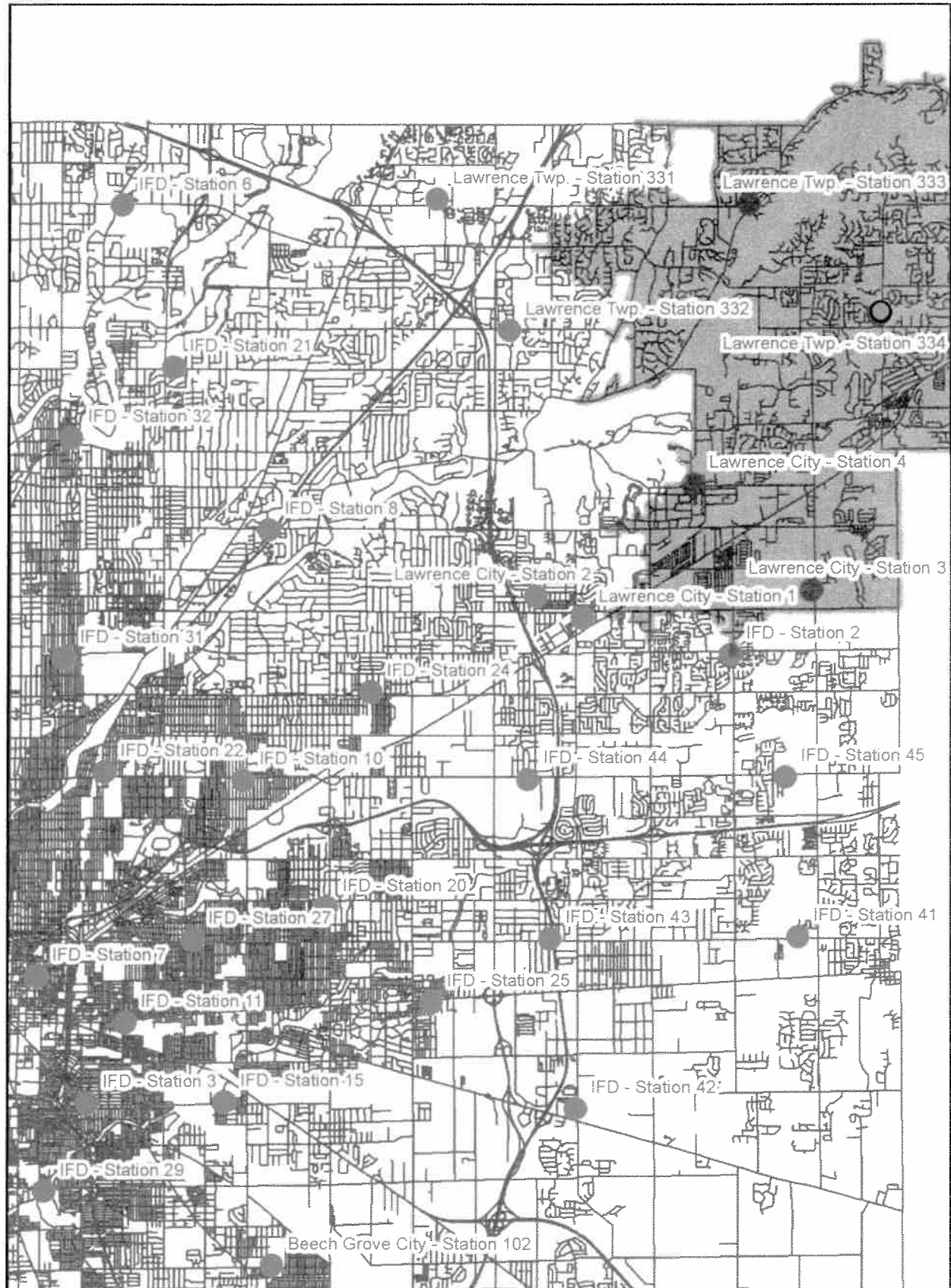
Co Smith -

Red = City of Lawrence Fire Department

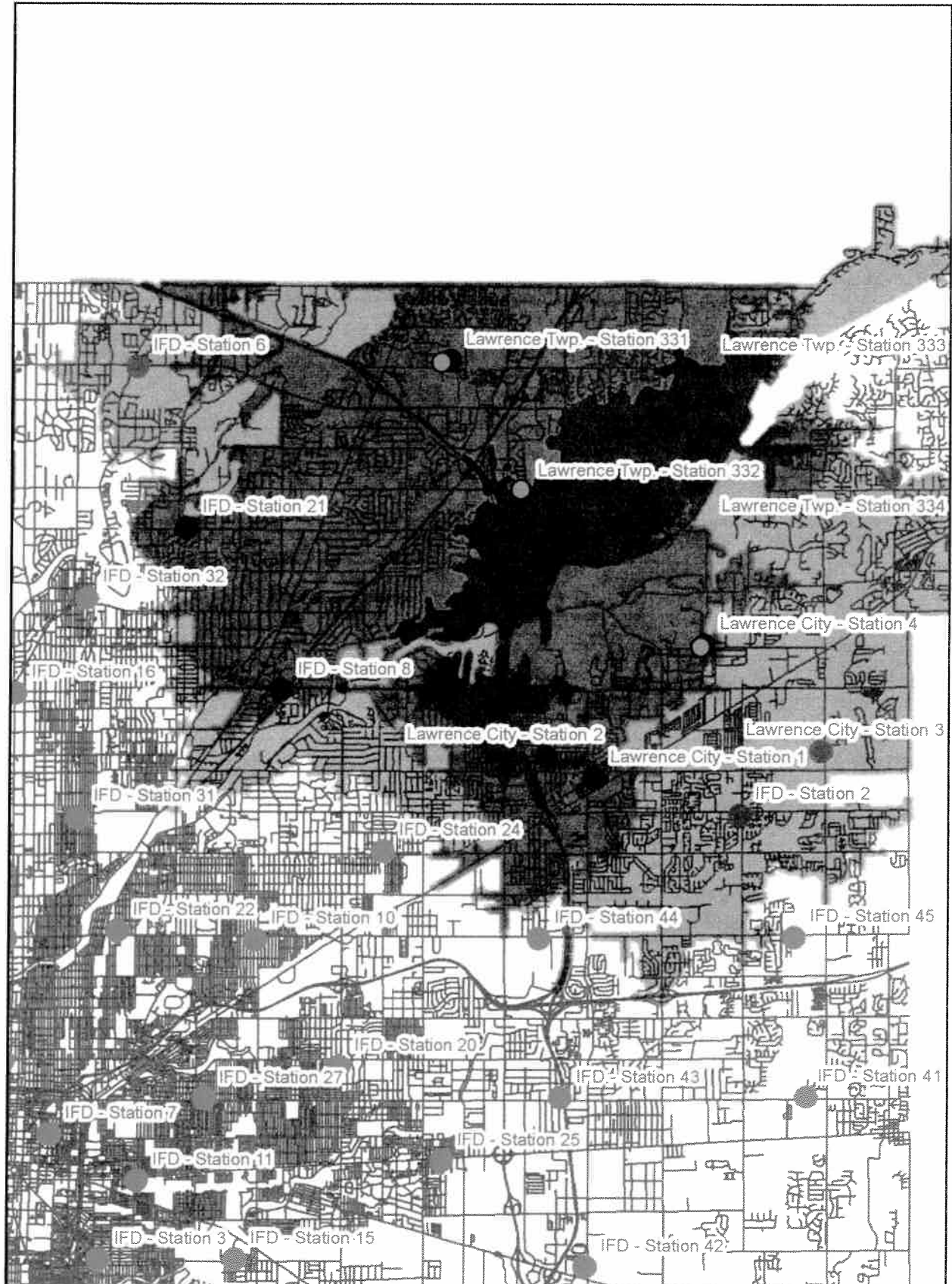
Lawrence Township  
(4 Minute Response)  
All Four Stations



Stations #334  
8 Minute Response



Stations #331, #332, and CLFD Station #40  
8 Minute Response



**IFD Demographics**

(as of 1/1/11)

<u>Current Department</u>	<u>Percentage</u>	<u>Number</u>
White Male (WM)	80.1%	1000
African-American Male (AAM)	13.8%	172
White Female (WF)	4.2%	52
African-American Female (AAF)	.5%	6
Hispanic Male (HM)	1.0%	13
Hispanic Female (HF)	.1%	1
Asian Male (AM)	.4%	5

12 1-1-11

**Department Prior to Lawrence Consolidation**

White Male (WM)	79.1%	904
African-American Male (AAM)	14.7%	168
White Female (WF)	4.2%	48
African-American Female (AAF)	.5%	6
Hispanic Male (HM)	1.0%	11
Hispanic Female (HF)	.1%	1
Asian Male (AM)	.4%	5

now

Consolidation not an option - ?  
- next steps to provide fire protection  
- will consolidate increase benefits to firefighters  
181 last 2 classes 18-1-1

**Current Merit Rank****Battalion Chief**

White Male (WM)	73.7%	28
African-American Male (AAM)	23.7%	9
White Female (WF)	2.6%	1

**Captain**

White Male (WM)	82.9%	68
African-American Male (AAM)	13.4%	11
White Female (WF)	2.2%	2
Hispanic Male (HM)	1.2%	1

Now on in  
1-11-11

**Lieutenant**

White Male (WM)	81.1%	163
African-American Male (AAM)	12.9%	26
White Female (WF)	4.4%	9
African-American Female (AAF)	.9%	2
Hispanic Male (HM)	.4%	1

**Engineer**

White Male (WM)	75.0%	6
African-American Male (AAM)	25.0%	2

**Private/Probationary**

White Male (WM)	79.9%	735
African-American Male (AAM)	13.5%	124
White Female (WF)	4.3%	40
African-American Female (AAF)	.4%	4
Hispanic Male (HM)	1.2%	11
Hispanic Female (HF)	.1%	1
Asian Male (AM)	.5%	5

**Administrative Staff**

Chief

WM

1

only one

Assistant Chief

WM

50.0%

1

AAM

50.0%

1

2 out of 15

Division Chief

WM

80.0%

4

AAM

20.0%

1

only 2

Battalion Chief

WM

7

Captain

WM

42.1%

8

AAM

42.1%

8

WF

10.5%

2

AAF

5.3%

1

Lieutenant

WM

60.0%

3

AAM

40.0%

2



2004

**Abstract**

④

88%

166 X .68 = 112 WM + 54 Minority/Female Hires

Exhibit D

Proposal No 255, 2010  
MOTION TO AMEND

Mr. Chairman:

I respectfully move that Proposal No. 255, 2010, as introduced and before this committee, be amended by revisions to sections 1, 2, 3, 4, 5, 6, and <sup>7</sup>as shown below.

\_\_\_\_\_  
Councilor

Date: \_\_\_\_\_

CITY-COUNTY GENERAL ORDINANCE NO. , 2010

A PROPOSAL FOR A GENERAL ORDINANCE amending the Revised Code of the Consolidated City and County to institute certain professional integrity reforms in the Department of Public Safety and the Indianapolis Metropolitan Police Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. Sec. 251-211 of the Revised Code of the Consolidated ~~City~~ and County be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text, to read as follows:

Sec. 251-211. Appointment of director.

The chief administrative officer of the department shall be a director, who shall be appointed by the mayor after consultation with the sheriff, and with the approval of the city-county council as required by IC 36-3-5-2. The director is appointed for a term of one (1) year and until his successor is appointed and qualified, but serves at the pleasure of the mayor. The director shall have prior service with a local, federal or state law enforcement agency or fire department, have had command or supervisory experience, have received a four year degree from an accredited institution of higher education and be knowledgeable and experienced in administration or management and have demonstrated an interest in safeguarding the citizens and property of the consolidated city. He shall hold no other lucrative elective or appointive office in city, county or state government during his term of office.

SECTION 2. Sec. 251-214 of the Revised Code of the Consolidated ~~City~~ and County be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text, to read as follows:

Sec. 251-214. Director; general powers with respect to city police force.

The director of public safety shall have the following general powers and duties with respect to the police division of the department, along with such other specific powers and duties as may be enumerated in this article or in chapter 279 of the Code, or as may be granted by the mayor, the city-county council or by law:

- (1) To exercise control of all matters and property relating to and connected with the police division, and to exercise control over all operational functions, including but not limited to dispatch and communications to the extent these functions have not been reserved by statute to a different unit of government, to effectuate these powers and duties;
- (2) To divide the city into geographic areas for administrative and operational purposes;

- (3) To administer and oversee the police division's merit system relating to appointment, transfer, discipline and removal of members and employees of the police division pursuant to applicable rules, regulations and laws in accordance with an established merit system;
- (4) To negotiate settlements or agreements with member representatives relating to compensation and benefits;
- (5) To make recommendations to the director of administration relating to employee compensation and benefits;
- (6) To temporarily appoint additional police on application of any person or corporation in any emergency, riot or insurrection as declared by the mayor; the director may remove persons so appointed at any time without hearing or notice or assigning any cause;
- (7) To fix the number of employees and members of the police division;
- (8) To make general and special rules and regulations for the administration and discipline of the police division, to the extent such duties and powers are not granted to the merit board;
- (9) To determine and implement policies, methods and means by which operations are to be conducted; and
- (10) To consult with the sheriff and coordinate activities of the police division with the sheriff and the coroner of the county;
- (11) To take such actions as may be necessary and appropriate to accomplish accreditation of the police department as required by Sec. 279-105 of the Code; and
- (12) To report biannually, with the police chief, to the public safety and criminal justice committee of the council, which report shall include:
  - a. CALEA Accreditation status.
  - b. Number of employee civilian and sworn discipline cases investigated and disposition, and
  - c. Recommended reforms from for the IMPD Training Academy.

SECTION 3. Article I of Chapter 279 of the Revised Code of the Consolidated City and County be, and is hereby, amended by adding a new Sec. 279-105, to read as follows:

Sec. 279-105. National Accreditation.

On or before January 1, 2014, the Indianapolis Metropolitan Police Department shall obtain department accreditation through the Commission of Law Enforcement Agencies. The chief of the department and the director of the department of public safety shall be jointly responsible for obtaining such accreditation.

SECTION 4. Article I of Chapter 279 of the Revised Code of the Consolidated City and County be, and is hereby, amended by adding a new Sec. 279-106, to read as follows:

Sec. 279-106. Compliant and commendation data base.

On or before December 31, 2011, the Indianapolis Metropolitan Police Department shall create a publicly available and searchable database, including only the officers' name and rank which shall include:

- (1) all complaints against police officers where discipline is recommended, including all

- a. Final dispositions ~~where discipline is recommended~~ from Internal Affairs,
- b. Final dispositions ~~where discipline is recommended~~ from district level supervisor/citizen complaints, and
- c. Final dispositions ~~where discipline is recommended~~ from the Citizen's Police Complaint Board, and
- d. ~~Final dispositions where discipline is recommended from the Merit Board along with the Police Chief's recommendation for discipline.~~

(2) all community or departmental awards, citations or honors bestowed upon any officer or employee of the department.

SECTION 5. Division 2 of Article II of Chapter 279 of the Revised Code of the Consolidated ~~City~~ and County be, and is hereby, amended by adding a new Sec. 279-228, to read as follows:

Sec. 279-228. Annual Employee Reviews.

The Indianapolis Metropolitan Police Department shall conduct annual evaluations of all department employees to objectively measure:

- (1) Adherence to established departmental professional standards;
- (2) Adherence to established departmental policies, procedures and general orders; *and*
- (3) Adherence to Federal Law, Indiana Statute, and Local Code.

SECTION 6. Division 2 of Article II of Chapter 279 of the Revised Code of the Consolidated <sup>*City*</sup> and County be, and is hereby, amended by adding a new Sec. 279-229, to read as follows:

Sec. 279-229. Investigations of accidents involving city-owned vehicles.

The Indianapolis Metropolitan Police Department shall investigate all accidents/crashes involving a city-owned vehicle driven by a sworn police officer and ~~the reports of all such investigations shall be referred monthly to the Citizens' Police Complaint Board. for review. The details of the investigations and disciplinary actions with respect thereto shall be reported regularly to such board.~~

SECTION 7. Division 1 of Article II of Chapter 279 of the Revised Code of the Consolidated ~~City~~ and County be, and is hereby, amended by adding a new Sec. 279-202, to read as follows:

Sec. 279-202. Law Enforcement Study Commission. <sup>*Study*</sup>

(a) There is here by created a bipartisan Law Enforcement <sup>*Study*</sup> Commission. The commission shall be composed of six members of the City-County Council, including the chairperson of its public safety and criminal justice committee. The members shall be appointed by the council president, and serve at his pleasure. Three members shall be members of the majority party and three members shall be members of the largest minority party. ~~The commission has the authority to retain, solicit testimony, or create a sub-committee of experts to study issues and report back to the commission.~~

(b) The commission shall review current city-county law enforcement policies and procedures in with respect to the following:

- 1. Policies concerning use of take-home law enforcement vehicles,

2. Need for funding of an independent investigative unit under the jurisdiction of the Marion County Prosecutor's Office,
3. Review of departmental policies of law enforcement officers involved in critical, traumatic, or incidents involving a death as a result of a law enforcement action, ~~and~~
4. Educational requirements for hiring, ~~and~~ promotion, ~~and~~ appointments of police officers.
5. Review official findings of the Department of Public Safety regarding matters related to the incident involving Officer David Bisard's collision with motorcyclists,
6. Review what role, if any, the City-County Council should have in reviewing the Police Academy training outside of the mandated curriculum of the Indiana Law Enforcement Training Board, *and*
7. Review policies on drug and alcohol testing.

SECTION 8. This ordinance shall be in full force and effect from and after adoption and compliance with IC 36-3-4-14.

The foregoing was passed by the City-County Council this \_\_\_\_\_ day of \_\_\_\_\_, 2010, at \_\_\_\_\_ p.m.

ATTEST:

\_\_\_\_\_  
Ryan Vaughn  
President, City-County Council

\_\_\_\_\_  
Melissa Thompson  
Clerk, City-County Council

Presented by me to the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2010, at 10:00 a.m.

\_\_\_\_\_  
Melissa Thompson  
Clerk, City-County Council

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Gregory A. Ballard, Mayor

# Synthetic Marijuana



## What You Need To Know

1. Synthetic Marijuana is a rapidly growing drug of choice and is readily available to buyers of any age at local convenience stores and head shops.
  - a. It is a mixture of herbs that have been sprayed with chemicals that replicated the psychoactive marijuana chemical THC (tetrahydrocannabinol).
  - b. These chemicals have not been tested on humans.
  - c. It is marketed as incense and labeled "not for human consumption".
  - d. Rolling paper are frequently displayed adjacent to the "incense".
  - e. Prices are dropping as local entrepreneurs spray potpourri and other herbs with the chemical. Costs range from \$35 to \$10
  - f. High is more intense -10x stronger than marijuana, but shorter in duration.
2. Known to cause chest pain, increased heart rate, agitation, electrolyte abnormalities, seizures, hyperventilation, hallucinations, paralysis and even death. Data from the Indiana Poison Center Toxic Exposure Surveillance System, (reports are not mandatory ) reveals;
  - a. Indiana has the most reported cases of synthetic marijuana toxic events (National Poison Database System, 6/3010).
  - b. As of Sept 16, 2010 109 toxic episodes have been reported in Indiana. Up 45% from July 19<sup>th</sup>.
  - c. 61.5% of reported cases required hospital or emergency care.
  - d. More than half of the cases involved individuals between the ages of 13 to 19.
  - e. Use and reported problems have spread, as of July Toxic Episodes were reported from 27 of Indiana's 92 Counties, by Sept. 41 County's had an incident on file.
3. Treatment professionals report clients talking about using Spice. Many stop using after a few tries because of the negative side effects.
4. Marion County Juvenile Probation Officers report widespread use by juvenile probationers. Few juveniles have shared any negative reactions or health scares with Probation officers.
5. Indiana State Legislature is working toward a ban, but that would likely not go into effect until July 2011.
  - a. Synthetic Marijuana has been banned through local ordinance in at least 5 counties and 3 cities.

Information provided by Drug Free Marion County, for more facts go to our website

[www.drugfreemarioncounty.org](http://www.drugfreemarioncounty.org)